

Court of Appeals, State of Michigan

ORDER

McDonald's Towing & Rescue Inc v Michael Fabijancic

Docket No. 288445

LC No. 07-000349 CK

Patrick M. Meter
Presiding Judge

E. Thomas Fitzgerald

Kirsten Frank Kelly
Judges

The Court, acting under MCR 7.203(F)(2), orders that the motion for reconsideration is DENIED. The Court would note that if a final order has been entered in the case the only order that it could be is the order of July 15, 2008. See *Nye v Gable, Nelson & Murphy*, 169 Mich App 411, 415-416 (1988). If that is a final order this claim of appeal is untimely since the motion for reconsideration was not filed within 21 days of July 15, 2008, as required by MCR 7.204(A)(1)(b).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 23 2009
Date

Sandra Schultz Mengel
Chief Clerk